

Borden McDermott.

S.R. 290 - By Senator Snelson: Memorial resolution for William I. "Bill" Winter.

S.R. 293 - By Senator Adams: Memorial resolution for Mrs. Amelia Taylor Wood.

S.R. 297 - By Senator Harrington: Memorial resolution for Curtis G. (Curt) Hamill.

WELCOME AND CONGRATULATORY RESOLUTIONS

S.R. 292 - By Senator Adams: Extending congratulations to San Augustine High School Boys Basketball Team.

S.R. 294 - By Senator Adams: Extending congratulations to Charles E. Goodson.

S.R. 295 - By Senator Wolff: Extending welcome to Eisenhower Middle School students.

S.R. 296 - By Senator Wolff: Extending welcome to students from St. Ann's School.

ADJOURNMENT

On motion of Senator Aikin the Senate at 1:10 o'clock p.m. adjourned until 10:30 o'clock a.m. tomorrow.

APPENDIX

Sent to Governor

March 12, 1973

S.B. 49

THIRTY-FIFTH DAY (Tuesday, March 13, 1973)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present: Adams, Aikin, Andujar, Blanchard, Braecklein, Brooks, Clower, Creighton, Gammage, Harrington, Harris, Herring, Hightower, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

The following Senator was absent-excused: Jones.

A quorum was announced present.

The Reverend William (Bill) Holmes, University United Methodist Church, Austin, Texas offered the invocation as follows:

Our Father, Thou who art the Lord of all principalities and powers, and therefore the final Arbiter and Judge of this chamber and its deliberations; we are conscious of the heritage and trust which bring us to this time and to this place.

In a day of unprecedented doubts and disillusionments with the democratic process here, in our own land, and with a deepening despair among many of our youth and ethnic minorities over the unresponsiveness of legislative bodies, may this 63rd session of the Texas Senate give strong evidence to the viability of representative democracy and the continued health of a government of the people, by the people and for the people.

Where the issues are many, may they be ranked, not according to special interests, but according to priorities of importance to the common good.

Where the issues are complex, may they be studied and debated, not according to simplistic rhetoric or glib cliches, but according to tough-mindedness and thorough examination.

Where the issues are ambiguous and lend themselves to diverse interpretations and disagreements, may they be championed with a partisan advocacy which leads, not to bitterness nor rancor, but to mutual respect and the right of genuine dissent.

May this 63rd session of the Texas Senate be remembered by the sons and daughters of this Republic, as a body which responded to Herculean issues with Herculean courage, integrity, and candor. Amen.

On motion of Senator Aikin and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

LEAVES OF ABSENCE

Senator Jones was granted leave of absence for today on account of important business on motion of Senator Adams.

REPORTS OF STANDING COMMITTEES

Senator Aikin submitted the following reports for the Committee on Finance:

S.B. 336 (Amended)
S.B. 485
S.B. 481

Senator Moore submitted the following reports for the Committee on State Affairs:

S.B. 196
H.B. 96
S.B. 260
C.S.S.B. 109 (Read first time)

Senator Wallace submitted the following report for the Committee on Intergovernmental Relations:

S.B. 216

SENATE BILLS AND RESOLUTIONS ON FIRST READING

The following bills and resolutions were introduced, read first time and referred to the Committee indicated:

By Senator Ogg:

S.B. 756, A bill to be entitled An Act relating to the use of State monies; prohibiting the expenditure of such monies for use in the influencing of the outcome of any election or use in the influencing of the passage or defeat of any legislative matter; providing for exemption of State employees or officials in certain instances; providing penalties; providing for the repeal of laws in conflict herewith; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Ogg:

S.B. 757, A bill to be entitled An Act relating to transportation of school children; amending Subsections (2) and (3), of Section 2, Article V, Chapter 334, Acts of the 51st Legislature, Regular Session, 1949, as amended (Article 2922-15, Vernon's Texas Civil Statutes); and declaring an emergency.

To Committee on Finance.

By Senators Ogg and Brooks:

S.B. 758, A bill to be entitled An Act relating to alternative disclosure requirements and interest charges with regard to certain credit transactions; providing for administrative enforcement and criminal penalties; amending Articles 1.04 and 3.15(1), Title 79, Revised Civil Statutes of Texas, 1925, as amended (Articles 5069-1.04 and 5069-3.15(1), Vernon's Texas Civil Statutes), and adding a Chapter 11; and declaring an emergency.

To Committee on Human Resources.

By Senator Ogg:

S.B. 759, A bill to be entitled An Act amending Article 7150, Revised Civil Statutes of Texas, 1925, as amended, by adding Section 22b to exempt from ad valorem taxation property of non-profit corporations used for museums or galleries and museum schools; repealing Section 14 of Article 7150, Revised Civil Statutes of Texas, 1925, as amended; and declaring an emergency.

To Committee on State Affairs.

By Senator Ogg:

S.B. 760, A bill to be entitled An Act amending the provisions of Article 2.07, Sec. 7 of the Insurance Code of the State of Texas providing that certain insurance companies desiring to purchase either by tender offer or through negotiated private transaction issued and outstanding shares of their own capital stock may purchase said shares in accordance with the provisions of the Texas Business Corporation Act provided prior approval is first obtained from the State Board of Insurance; providing that any such company, the shares of whose capital stock is listed on a national security exchange and which desires to purchase in its own name and for its own account issued and outstanding shares of its own capital stock by means of purchases from time to time on the open market, may do so in accordance with the provisions of the Texas Business Corporation Act provided prior approval is first obtained from the State Board of Insurance; setting forth the contents of applications for approval of the State Board of Insurance; providing for severability; and declaring an emergency.

To Committee on Economic Development.

By Senator Ogg:

S.B. 761, A bill to be entitled An Act amending Article 13.53 of Vernon's Texas Election Code pertaining to filing for office at city or town elections; and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senator Ogg:

S.B. 762, A bill to be entitled An Act amending the Texas Insurance Code, same being Senate Bill No. 236, Acts of the 52nd Legislature, Regular Session, 1951, Chapter 491, page 868, as heretofore amended, by adding to Chapter 2 thereof a new Article to be identified as Article 2.10-2 to grant, upon the condition of a legal right to transact business in a foreign country, certain foreign investment authority to companies other than those writing life, health and accident insurance; and declaring an emergency.

To Committee on Economic Development.

By Senator Ogg:

S.B. 763, A bill to be entitled An Act relating to the commissioning and classification of peace officers; amending Article 2.12, Code of Criminal Procedure, 1965, as amended by Section 3 of Chapter 246, Acts of the 62nd Legislature, Regular Session 1971; providing for severability; repealing conflicting laws; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Ogg:

S.B. 764, A bill to be entitled An Act to provide for the amending of Chapter 57, page 130, Act 1957, 55th Legislature, known as Article 2351a-6, Vernon's Annotated Civil Statutes as amended by providing for the creation of multi-county Rural Fire Prevention Districts, prescribing the method of their creation, including the requirements for petition, hearing and election thereon, providing for the governing bodies of such districts to be created as political subdivisions of the State and setting forth the duties of such body; further prescribing the functions of Rural Fire Prevention Districts and conferring certain powers; providing for the deannexation of any district if any non-consenting city annexes territory in the Rural Fire Prevention District and further providing for the levy of any taxes within the multi-county district, providing a severance clause and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senator Ogg:

S.B. 765, A bill to be entitled An Act to be known as the Act for Development of Health Resources of 1973, relating to the promotion of medical care, public health and research, including training and teaching, by cities, counties, hospital districts and public health authorities of the State of Texas; authorizing such entities to acquire certain properties, to issue revenue bonds, and to lease, sell or convey said properties, for the promotion of public health and research; providing the procedures to be followed and making certain findings with respect to the need for such facilities; providing for severability and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senator Ogg:

S.B. 766, A bill to be entitled An Act relating to the manufacture and sale of handguns known as "Saturday night specials"; providing penalties; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Ogg:

S.B. 767, A bill to be entitled An Act relating to the recovery of treble actual damages from certain persons in possession of property unlawfully acquired or concealed; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Ogg:

S.B. 768, A bill to be entitled An Act amending Sections 1, 2, 3, 4, and 10, Chapter 86, Acts of the 60th Legislature, Regular Session, 1967, as amended by Chapter 16, Acts of the 62nd Legislature, Regular Session, 1971 (Article 6228f, Vernon's Texas Civil Statutes); providing for assistance payments by the State of Texas to the surviving spouse and minor children of parks and recreational patrolmen and security officers of municipalities with a population exceeding 250,000 persons, who are commissioned as peace officers who suffer violent death in the course of the performance of their duties; and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senator Ogg:

S.B. 769, A bill to be entitled An Act relating to the commissioning and classification of peace officers; amending Article 2.12, Code of Criminal Procedure, 1965, as amended by Section 3 of Chapter 246, Acts of the 62nd Legislature, Regular Session 1971; providing for severability; repealing conflicting laws; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Ogg:

S.B. 770, A bill to be entitled An Act amending Section 1.03(b) (2) and repealing Section 1.09 of Title 1, Subtitle A, Chapter 1, Subchapter A, of Chapter 888, Acts 61st Legislature, Regular Session 1969, known as the Family Code and relating to marriage licenses and their issuance; repealing all laws, or parts of laws, in conflict; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Ogg:

S.B. 771, A bill to be entitled An Act imposing additional requirements on obtaining General, Local, or Branch Distributors Licenses; providing for suspension and cancellation of such licenses under certain circumstances; creating and defining a City Distributor's License and authorizing the purchase and sale of beer; prescribing an annual state fee; providing for severability; and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senator Ogg:

S.B. 772, A bill to be entitled An Act relating to the time of meeting of the legislature; amending Article 5422, Revised Civil Statutes of Texas, 1925; and declaring an emergency.

To Committee on State Affairs.

By Senator Jones:

S.B. 773, A bill to be entitled An Act relating to the establishment of catastrophe and conflagration considerations for all lines of insurance subject to catastrophe or conflagration as defined by the State Board of Insurance; to be effected under the jurisdiction, supervision and regulation of the State Board of Insurance; providing for the establishment by the State Board of Insurance rules, forms and actuarially determined divisions of premiums in respect of such considerations; providing for the State Board of Insurance to determine the portion of the total premium on policies representing the major conflagration or catastrophe hazard; providing for the appropriate portion of such catastrophe and conflagration premium to be placed in temporary reserve by the insurer or pool of insurers; providing that the plan, rate of premiums, and reserves will be actuarially determined as respects the geographical divisions of the State; providing that appropriate portion of the catastrophe and conflagration of the premium is unearned as regards the insurer or pool of insurers or plan of insurers and such appropriate portion of the premiums shall be deposited in a trust account and held and kept in trust as required by the State Board of Insurance; providing for regulating payment from the plan or

trust fund or trust account of losses under policies of insurance issued under the provisions of and pursuant to this Act and in conformity therewith; making provision in respect of an insurer withdrawing from the State or ceasing to do business in the State; providing for a withdrawing insurer to pay any deficit in its account before withdrawing; providing for the keeping of books and records by the insurer, pool or plan of insurers; providing the method by which the trust fund shall be administered in respect of abnormal losses from declared conflagrations and catastrophes and that no other rights in respect of such fund or the ownership thereof shall accrue; providing that funds received by an insurer from the trust fund shall be considered as income; providing that an insurer subject to the Act that has exhausted its credit balance in the trust fund will not bar its call on the trust fund for payment of claims as a result of a major catastrophe or conflagration but such claim shall not prejudice such other insurers participating in the plan and such insurer which has exhausted its credit balance in the trust fund may be required to deposit an additional one percent (1%) of its premiums from lines of insurance in which liability respecting the hazard or catastrophe or conflagration losses exist until its debit balance is cleared or the insurer may voluntarily pay into the trust fund the amount of the debit balance; providing that the State Board of Insurance shall include in the determination of the rate and in the formula for making such determination a specific percentage of premium to cover the cost of reinsurance or repurchasing of reinsurance exhausted by the catastrophe or conflagration in the event a major conflagration or major catastrophe occurs when the amounts in the trust fund are inadequate; providing that failure of the State Board of Insurance to make reasonable rate provisions for repurchase of exhausted reinsurance will authorize the insurer upon filing same with the Board to add to the published rate an additional rate of premium to cover the cost of repurchasing reinsurance; and declaring an emergency.

To Committee on Economic Development.

By Senator Gammage:

S.B. 774, A bill to be entitled An Act relating to the establishment of a comprehensive program for the prevention of the abuse of alcohol and other drugs and for the rehabilitation of persons abusing alcohol and/or other drugs; providing for the repeal of Article 477, Public Intoxication, of the Penal Code of Texas; prohibiting any political subdivisions from making public intoxication, drunk and disorderly conduct, or vagrancy or other behavior that includes as one of its essential and necessary elements either being a common drunkard or being found in enumerated places in an intoxicated condition a crime; establishing a Division of Alcoholism and Drug Abuse within the Texas Department of Mental Health and Mental Retardation; providing for an interdepartmental coordinating committee; creating a citizens advisory council on alcoholism and drug abuse; providing treatment and rehabilitation facilities and programs; providing regulations for acceptance for treatment; providing treatment and services for intoxicated persons; providing for the voluntary treatment and emergency and involuntary commitment of persons abusing alcohol and other drugs; providing for records of persons abusing alcohol and other drugs; providing for visitation and communication of patients; providing for the establishment and regulation of the emergency service patrol; and establishing the effective date of this Act.

To Committee on Jurisprudence.

By Senator Wallace:

S.B. 775, A bill to be entitled An Act relating to retirement benefits for certain members of the Fireman's Relief and Retirement Fund; authorizing the employment of certain persons to and in the administration of the Retirement Program; amending Subsection (b), Section 10E of and adding Sections 6B-1, 23F, and 23G to Chapter 125, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 6243e, Vernon's Texas Civil Statutes); providing a severability clause; and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senator Gammage:

S.B. 776, A bill to be entitled An Act to prohibit installation of asbestos or fiberglass lining or other insulation materials which comes into direct contact with air flow in interior of air duct systems in any building in the State; to protect the health and welfare of people of the State; to provide for penalties for violation of the Act; containing a savings clause; containing a severability clause; and declaring an emergency.

To Committee on Human Resources.

By Senators Gammage and Jones:

S.B. 777, A bill to be entitled An Act relating to the assessment of life, health, accident, and group hospital service insurers for the protection of persons entitled to policy benefits of impaired life, health, accident, and group hospital service insurers; setting forth the conditions and methods for assessments; making provision for the disbursement and repayment of funds derived from assessments; declaring legislative purpose; providing a title by which the Act may be cited; defining certain terms used in the Act; providing for creation of special reserve funds to be accumulated and held in trust by life, health, accident, and group hospital service insurers for the payment of assessments; providing for accounting, investment, and withdrawal of special reserve funds; setting forth the penalties for failure to accumulate funds and pay assessments; providing for the right of contract by the receiver or conservator to achieve uniform treatment of persons entitled to policy benefits; providing for assignment of subrogation rights; providing for rule making authority; providing for appeals; providing for prohibition against unconstitutional application; providing the conditions for resumption of issuance of insurance policies by an impaired insurer; containing a severance clause; providing for control over conflicting laws; and declaring an emergency.

To Committee on Economic Development.

By Senator Gammage:

S.B. 778, A bill to be entitled An Act amending Chapter 21 of the Insurance Code by adding a new Section 18 to Article 21.49-1 (Senate Bill 233, 62nd Legislature of the State of Texas), broadening the application of certain provisions of said Article to cover additional insurers; providing for remedies, penalties, and sanctions, including suspension or revocation of Certificate of Authority of companies failing to comply with said provisions; providing a severance clause; and declaring an emergency.

To Committee on Economic Development.

By Senator Gammage:

S.B. 779, A bill to be entitled An Act enabling county Commissioners Courts in counties having a population of more than 700,000 according to the last federal census, same being the counties of Harris, Dallas, Bexar and Tarrant, to supplement the compensation of Judges of the Court of Criminal Appeals from county funds; and providing expressly that such compensation shall be in addition to the amounts paid to the Judges by the state; and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senator Gammage:

S.B. 780, A bill to be entitled An Act providing for review by the Court of Criminal Appeals; amending Articles 44.24, 44.25, 44.29 and 40.08, and Subsection 3(c) of Article 37.07, Code of Criminal Procedure, 1965; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Braecklein:

S.B. 781, A bill to be entitled An Act amending Sections 6 and 7 of

Article 3.44a of the Insurance Code, providing for computation of cash surrender values of insurance policies, providing for severability; and declaring an emergency.

To Committee on Economic Development.

By Senator Braecklein:

S.B. 782, A bill to be entitled An Act amending Section 4, Article 3.28 of the Insurance Code of the State of Texas, relating to the minimum standard for the valuation of all policies and contracts for life insurance; providing for severability; and declaring an emergency.

To Committee on Economic Development.

By Senator Ogg:

S.B. 783, A bill to be entitled An Act amending certain sections of the Election Code relating to nominations for the general election; amending the Texas Election Code as follows: amending Section 180, as amended (Article 13.02, Vernon's Texas Election Code), Section 186, as amended (Article 13.08, Vernon's Texas Election Code), Section 186c, as amended (Article 13.08c, Vernon's Texas Election Code), Section 193, as amended (Article 13.15, Vernon's Texas Election Code), Section 194, as amended (Article 13.16, Vernon's Texas Election Code), Subdivision 5, Section 196, as amended (Article 13.18, Vernon's Texas Election Code), and Section 222, as amended (Article 13.45, Vernon's Texas Election Code), adding a Subsection 4, Section 190, Texas Election Code (Article 13.12, Vernon's Texas Election Code), amending Subsection 1, Section 222, Texas Election Code, as amended (Article 13.45, Vernon's Texas Election Code), amending Section 222-a, Texas Election Code, as amended (Article 13.45a, Vernon's Texas Election Code), repealing sections 185a, 186a, 186a-1, and 186b; and declaring an emergency.

To Committee on State Affairs.

By Senator Brooks:

S.B. 784, A bill to be entitled An Act relating to the composition of the State Board of Health; increasing the number of members on the board and designating the qualifications of the members; amending Section 2, Chapter 42, Acts of the 40th Legislature, 1st Called Session, 1927, as amended (Article 4415a, Vernon's Texas Civil Statutes); amending Section 4, Chapter 42, Acts of the 40th Legislature, 1st Called Session, 1927, as amended (Article 4417a, Vernon's Texas Civil Statutes); and declaring an emergency.

To Committee on State Affairs.

By Senator Brooks:

S.B. 785, A bill to be entitled An Act relating to the purchase by various agencies, departments, and institutions of the State of Texas, of blind-made goods and services; amending Section 13, Chapter 304, Acts of the 55th Legislature, Regular Session, 1957, as amended (Article 664-3, Vernon's Texas Civil Statutes), and adding Section 13A; and declaring an emergency.

To Committee on State Affairs.

By Senators Schwartz, Harrington and McKinnon:

S.B. 786, A bill to be entitled An Act relating to a program for the prevention from, preparation for, response to, and relief or recovery from disasters; repealing the Texas Civil Protection Act of 1951 (Article 6889-4, Vernon's Texas Civil Statutes); and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senator Gammage:

S.B. 787, A bill to be entitled An Act relating to the membership and operating procedure of the Texas Water Rights Commission; amending Section 6.012, Subsection (b), of Section 6.013, and Subsection (c) of Section 6.018, Water Code; and declaring an emergency.

To Committee on State Affairs.

By Senator Schwartz:

S.B. 788, A bill to be entitled An Act exempting blind or deaf individuals from the payment of tuition and related fees at state-supported institutions of higher education; amending Section 54.205, Subchapter D, Chapter 54, Texas Education Code; and declaring an emergency.

To Committee on Education.

By Senator Gammage:

S.B. 789, A bill to be entitled An Act amending Chapter 274, Acts of the 60th Legislature, Regular Session, 1967, as amended by adding Articles 5069-11.01, 5069-11.02, 5069-11.03, 5069-11.04, and 5069-11.05; providing for severability; and declaring an emergency.

To Committee on Human Resources.

By Senator Gammage:

S.B. 790, A bill to be entitled An Act amending Chapter 51 of the Texas Education Code (Acts 1969, 61st Legislature, Chapter 889), as amended; adding a Subchapter H, providing for student representation on the governing boards of general academic teaching institutions, all as defined herein; and declaring an emergency.

To Committee on State Affairs.

By Senator Gammage:

S.B. 791, A bill to be entitled An Act to amend item (1) of subsection (f) of Section 5 and Section 13 of Article 21.49-1 of the Insurance Code; and declaring an emergency.

To Committee on Economic Development.

By Senator Gammage:

S.B. 792, A bill to be entitled An Act changing the name of the Texas A and I University at Corpus Christi to the University of Corpus Christi and transferring the authority to govern the institution to a separate board of regents; amending Subtitle F, Title 3, Texas Education Code, by adding Chapter 114; repealing Subchapter G, Chapter 104, Texas Education Code; and declaring an emergency.

To Committee on Education.

By Senator Gammage:

S.B. 793, A bill to be entitled An Act to amend Article 21.21 of the Insurance Code, as amended by providing for additional remedies in connection with the commission of unfair trade practices by an insurer or other persons; and declaring an emergency.

To Committee on Economic Development.

By Senator Kothmann:

S.B. 794, A bill to be entitled An Act relating to branch offices for absentee voting by personal appearance in elections; amending paragraph (a), Subdivision 3, paragraph (b) Subdivision 3, Subdivision 3d and paragraph (b), Subdivision 14, Section 37, Texas Election Code, as amended (Article 5.05, Vernon's Texas Election Code); and declaring an emergency.

To Committee on State Affairs.

By Senator Gammage:

S.B. 795, A bill to be entitled An Act relating to day care for children of working mothers; and declaring an emergency.

To Committee on Education.

By Senators Mauzy and Ogg:

S.B. 796, A bill to be entitled An Act relating to authorizing the creation of a Clients' Security Fund, financed by assessment of State Bar Members, under rules and regulations prepared by the Texas Supreme Court; providing an effective date; and declaring an emergency.

To Committee on Jurisprudence.

By Senator Mauzy:

S.B. 797, A bill to be entitled An Act relating to a performance bond to be filed by a contractor, sub-contractor, or builder engaged in the construction or repair of any house, building or improvement; amending Chapter 2, Title 90, Revised Civil Statutes of Texas, 1925, as amended, by adding Article 5460a; and declaring an emergency.

To Committee on Human Resources.

By Senator Mauzy:

S.B. 798, A bill to be entitled An Act relating to performance bond requirements and procedures for a contractor or builder who constructs or contracts to construct swimming pools; providing a penalty; and declaring an emergency.

To Committee on Human Resources.

By Senator Wolff:

S.B. 799, A bill to be entitled An Act relating to exempting certain substances from the provisions of the Insecticide, Fungicide, and Rodenticide Act of Texas; amending Section 7, Chapter 23, Acts of the 58th Legislature, 1963 (Article 135b-5, Vernon's Texas Civil Statutes), by adding Subsection C; and declaring an emergency.

To Committee on Natural Resources.

By Senator Mauzy:

S.B. 800, A bill to be entitled An Act creating the Texas Home Rehabilitation Loan Fund, defining its purposes, and authorized use; providing for the administration of the Fund by the Texas Department of Community Affairs; establishing a procedure for the creation of Local Home Rehabilitation Agencies; providing for the administration of the Fund by Local Home Rehabilitation Agencies; and declaring an emergency.

To Committee on Intergovernmental Relations.

By Senators Brooks, Gammage, Wallace, Ogg and Schwartz:

S.B. 802, A bill to be entitled An Act relating to the compensation to be paid from county funds to district court judges serving in certain counties; amending Section 1.(a), Chapter 359, Acts of the 57th Legislature, Regular Session, 1961 (Article 6819a-19b, Vernon's Texas Civil Statutes); and declaring an emergency.

To Committee on Jurisprudence.

By Senator Wallace:

S.J.R. 26, Proposing a constitutional amendment stating that the District Court concurrently with the County Court shall have the general jurisdiction of a Probate Court, and providing the jurisdiction thereof, and further providing that in any probate proceeding the District Court shall also have jurisdiction otherwise conferred upon it by law, and further providing that the Legislature may increase, diminish or eliminate the jurisdiction of the District Court or County Court in probate matters, and further providing that the Legislature shall have power to adopt rules governing the filing, distribution and transfer of all such cases and proceedings as between District Courts, County Courts, and other courts having jurisdiction thereof, and further providing that the Legislature may provide that all appeals in such matters shall be to the courts of (civil) appeals.

To Committee on Jurisprudence.

By Senators Mauzy and Ogg:

S.J.R. 34, Proposing an amendment to Article III of the Texas Constitution, as amended, by adding a new Section 51h to permit statutory authorization for the State Bar of Texas to establish a Clients' Security Fund.

To Committee on Jurisprudence.

RESOLUTIONS SIGNED

The President announced the signing in the presence of the Senate after the caption had been read, the following enrolled resolutions:

S.C.R. 38

S.C.R. 40

S.C.R. 41

S.C.R. 43

S.C.R. 46

S.C.R. 54

SENATE BILL 801 ON FIRST READING

Senator Snelson asked unanimous consent that he be permitted to introduce at this time, a bill, the provisions of which he explained.

The motion prevailed.

The following bill was then introduced, read first time and referred to the Committee indicated:

By Senator Snelson:

S.B. 801, A bill to be entitled An Act relating to the development and testing of planning and evaluation models to provide validated bases for educational accountability; amending Subchapter A, Chapter 11, Texas Education Code, by adding Section 11.171; and declaring an emergency.

To Committee on Education.

SENATE RESOLUTION 299

Senator Hightower offered the following resolution:

WHEREAS, It is a pleasure for members of the Texas Senate to pay tribute to our esteemed colleague, Senator R. A. "Bob" Gammage on the occasion of his birthday; and

WHEREAS, On March 13, 1938, Sara and Paul Gammage became the proud parents of a son whom they named Robert Alton; this family resided in Houston where Bob received his elementary and high school education; his athletic ability led to his active participation in sports; he played football in high school and earned a football scholarship at the University of Corpus Christi; and

WHEREAS, His college career began at Del Mar College where he earned his A. A. degree; he then enrolled at the University of Corpus Christi where he earned his B. S. degree; he pursued his studies further at Sam Houston State University and was awarded a M. A. degree; his last college work was done at the University of Texas where he earned his Jurisdoctorate in Law; while in law school, he was designated Consul, the highest honor which is awarded by the faculty and students; and

WHEREAS, In 1971, he began his political career when he was elected to serve one term in the Texas House of Representatives; he entered and won the Senatorial race for District 7, in 1972, and returned to the legislature as a freshman Senator; his Senate committee assignments include the vice-chairmanship of the Jurisprudence subcommittee on Criminal Matters, and membership on the

Economic Development and Human Resources Committees; and

WHEREAS, Senator Gammage is a practicing attorney in Houston and he teaches at the South Texas School of Law; his career has included other work in the field of education; he taught at Sam Houston State University; he served as dean of men and director of student activities at the University of Corpus Christi; and taught at San Jacinto College; and

WHEREAS, He entered military service in 1959 and served in Korea as a military advisor; he enlisted in the Naval Reserve in 1965 and now holds the rank of Lt. Commander; and

WHEREAS, He is actively involved in many professional organizations; he is a member of the Houston Bar Association; the American Bar Association; the American Judicature Society; the Harris County Criminal Lawyers Association; the Texas Trial Lawyers Association; the American Trial Lawyers Association; the International Platform Association and the National Society of State Legislators; and

WHEREAS, In 1971, his leadership was recognized nationally when he was selected as one of the Outstanding Young Men of America; his civic interests include membership in the Sierra Club; the National Geographic Society; the Smithsonian Institute Association and the Greater Houston Civic Council; and

WHEREAS, Throughout his successful career, he has had the support and encouragement of his lovely wife, Judy; their marriage has been blessed by the arrival of their three delightful children; Terry Lynne, Sara Noel and Bob, Jr.; now, therefore, be it

RESOLVED, That the Senate of the 63rd Legislature express to our distinguished colleague, Senator R. A. "Bob" Gammage our sincere best wishes for a very happy birthday today and our desire that the future will hold for him continued good health and happiness.

The resolution was read and was adopted.

SENATE BILL 124 ON SECOND READING

On motion of Senator Aikin and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 124, A bill to be entitled An Act to create a Federal Revenue Sharing Trust Fund to receive cash authorized under the Federal State and Local Fiscal Assistance Act of 1972; etc.; and declaring an emergency.

The bill was read second time and was passed to engrossment.

SENATE BILL 124 ON THIRD READING

Senator Aikin moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that S.B. 124 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Yeas: Adams, Aikin, Andujar, Blanchard, Bracklein, Brooks, Clower, Creighton, Gammage, Harrington, Harris, Herring, Hightower, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Nays: Mengden.

Absent-excused: Jones.

The President then laid the bill before the Senate on its third reading

and final passage.

The bill was read third time and was passed.

**MOTION TO PLACE COMMITTEE SUBSTITUTE
SENATE BILL 106 ON SECOND READING**

Senator Traeger asked unanimous consent to suspend the regular order of business and take up S.B. 106 for consideration at this time.

There was objection.

Senator Meier raised the Point of Order that the bill requires the expenditure of funds and no fiscal note is attached; therefore under the provisions of S.R. 219 the bill cannot be considered at this time.

The President sustained the Point of Order.

**COMMITTEE SUBSTITUTE SENATE RESOLUTION 209
ON SECOND READING**

Senator Mauzy moved to suspend the regular order of business and take up C.S.S.R. 209 for consideration at this time.

The motion prevailed by the following vote: Yeas 26, Nays 4.

Yeas: Adams, Aikin, Andujar, Braecklein, Brooks, Clower, Creighton, Gammage, Herring, Hightower, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Patman, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Nays: Blanchard, Harrington, Harris and Santiesteban.

Absent-excused: Jones.

The President laid before the Senate the following Resolution:

C.S.S.R. 209, Directing Coordinating Board, Texas College and University System to study requirements of post secondary education in Texas until 1980.

The resolution was read.

Senator Blanchard raised the Point of Order that the resolution required the expenditure of funds and no fiscal note was attached; therefore, under the provisions of S.R. 219, the resolution could not be considered at this time.

The President overruled the Point of Order, stating that the resolution did not require a new appropriation of funds but requested the Coordinating Board to consider additional matters in a study now in progress.

The resolution was then adopted by the following vote: Yeas 25, Nays 5.

Yeas: Adams, Aikin, Andujar, Braecklein, Brooks, Clower, Creighton, Gammage, Herring, Hightower, Kothmann, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Patman, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Nays: Blanchard, Harrington, Harris, Longoria and Santiesteban.

Absent-excused: Jones.

SENATE BILL 746 RE-REFERRED

On motion of Senator Aikin and by unanimous consent, S.B. 746 was withdrawn from the Committee on Finance and re-referred to the Committee on Education.

SENATE BILL 408 ON SECOND READING

Senator Mauzy asked unanimous consent to suspend the regular order of business and take up S.B. 408 for consideration at this time.

There was objection.

Senator Mauzy then moved to suspend the regular order of business and take up S.B. 408 for consideration at this time.

The motion prevailed by the following vote: Yeas 25, Nays 4.

Yeas: Adams, Aikin, Andujar, Braecklein, Brooks, Clower, Creighton, Gammage, Herring, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Patman, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Nays: Blanchard, Harris, Hightower and Santiesteban.

Absent: Harrington.

Absent-excused: Jones.

The President laid before the Senate on its second reading and passage to engrossment:

S.B. 408, A bill to be entitled An Act relating to the establishment of universities, colleges, branches and centers for post secondary education; amending Section 61.056 of the Texas Education Code; repealing all laws in conflict; and declaring an emergency.

The bill was read second time.

Senator Aikin offered the following amendment to the bill:

Amend S.B. 408 by adding a new section to be known as Section 2A to read as follows:

"Nothing in this act shall be construed to in any manner alter, amend or repeal any institution or center heretofore created by the Coordinating Board or by statute."

AIKIN
BROOKS

The amendment was read and was adopted.

The bill as amended was passed to engrossment.

RECORD OF VOTE

Senators Blanchard, Harris and Hightower asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

SENATE BILL 408 ON THIRD READING

Senator Mauzy moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that S.B. 408 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 25, Nays 5.

Yeas: Adams, Aikin, Andujar, Braecklein, Brooks, Clower, Creighton, Gammage, Herring, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Nays: Blanchard, Harrington, Harris, Hightower and Mengden.

Absent-excused: Jones.

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote: Yeas 25, Nays 5.

Yeas: Adams, Aikin, Andujar, Braecklein, Brooks, Clower, Creighton, Gammage, Herring, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Patman, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Nays: Blanchard, Harrington, Harris, Hightower and Santiesteban.

Absent-excused: Jones.

SENATE BILL 271 ON SECOND READING

On motion of Senator Schwartz and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 271, A bill to be entitled An Act relating to the regulation of commercial activity on public beaches by the Parks and Wildlife Department; etc.; and declaring an emergency.

The bill was read second time and was passed to engrossment.

SENATE BILL 271 ON THIRD READING

Senator Schwartz moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that S.B. 271 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 3.

Yeas: Adams, Aikin, Andujar, Braecklein, Brooks, Clower, Gammage, Harrington, Harris, Herring, Hightower, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Nays: Blanchard, Creighton and Mengden.

Absent-excused: Jones.

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote: Yeas 28, Nays 2.

Yeas: Adams, Aikin, Andujar, Braecklein, Brooks, Clower, Gammage, Harrington, Harris, Herring, Hightower, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Nays: Blanchard and Creighton.

Absent-excused: Jones.

SENATE BILL 293 ON SECOND READING

On motion of Senator Mauzy and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 293, A bill to be entitled An Act relating to the purchase of service credit in the Teacher Retirement System by auxiliary members for out-of-state service; amending Section 3.26, Texas Education Code; and declaring an emergency.

The bill was read second time and was passed to engrossment.

SENATE BILL 293 ON THIRD READING

Senator Mauzy moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that S.B. 293 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Yeas: Adams, Aikin, Andujar, Blanchard, Braecklein, Brooks, Clower, Creighton, Gammage, Harrington, Harris, Herring, Hightower, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Absent-excused: Jones.

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0.

Yeas: Adams, Aikin, Andujar, Blanchard, Braecklein, Brooks, Clower, Creighton, Gammage, Harrington, Harris, Herring, Hightower, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Absent-excused: Jones.

MESSAGE FROM THE HOUSE

Hall of the House of Representatives
Austin, Texas, March 13, 1973

Honorable William P. Hobby
President of the Senate

Sir: I am directed by the House to inform the Senate that the House has passed the following:

Motion to suspend all necessary rules and reconsider the vote by which S.B. 133 was passed prevailed by a non-record vote.

S.C.R. 57, Requesting the governor to return Senate Bill 133 to the Senate for further consideration.

Respectfully submitted,
DOROTHY HALLMAN
Chief Clerk, House of Representatives

SENATE BILL 647 RE-REFERRED

On motion of Senator Gammage and by unanimous consent, S.B. 647 was withdrawn from the Committee on Intergovernmental Relations and re-referred to the Committee on Human Resources.

SENATE BILL 352 ON SECOND READING

On motion of Senator Mauzy and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 352, A bill to be entitled An Act amending the Texas Education Code relating to the Teacher Retirement System of Texas, etc.; and declaring an emergency.

The bill was read second time.

Senator Mauzy offered the following Committee Amendment to the bill:

Amend Section 1 of Senate Bill 352 to read as follows:

Section 1. Section 3.25 of the Texas Education Code is amended by changing the enumeration of Subsection (c) to Subsection (d) and adding a new Subsection (c) to read as follows:

"(c) Any person who terminates or has terminated membership in the retirement system by retiring under the provisions of Section 3.31 of this chapter shall have the privilege of reinstating such terminated membership by rendering service for five consecutive years and depositing both an amount equal to service retirement benefits received plus a reinstatement fee of two and one-half percent per annum from the date of his return to employment to the date of redeposit and an amount equal to six percent of his total annual compensation after his return to employment plus a reinstatement fee of two and one-half percent per annum on each year's annual compensation from the end of the respective year of service to the date of deposit plus membership fees for the years after his return to employment. Upon payment of the amount required by this subsection the reinstated member shall receive credit for each year's service both before and after his initial retirement. Reinstatement fees shall

be credited to the state contribution account."

The Committee Amendment was read and was adopted.

Senator Moore offered the following amendment to the bill:

Amend S.B. 352 as follows:

(1) Amend the caption by adding after the words "amending the Texas Education Code relating to the Teacher Retirement System of Texas;" the following language:

"Amending Section 3.23 of said code by adding a new Subsection (d) relating to membership service credit for any member who performed one but not more than five years of service as educational advisor in the Civilian Conservation Corps.;"

(2) Add a new Section 1 and renumber the existing sections accordingly. The new Section 1 shall read as follows:

Section 1. Section 3.23 of the Texas Education Code is amended by adding Subsection (d) to read as follows:

"(d) Any member who performed one or more years of service as educational adviser in the Civilian Conservation Corps shall be permitted to deposit to his individual account in the member savings account for each year of service as an educational adviser, but not to exceed five years, an amount equal to his deposits made with the Retirement System during the first full year of service as a teacher or auxiliary employee after becoming a member of the Retirement System. He shall then be entitled to one year of membership service credit for each year of educational adviser duty."

The amendment was read and was adopted.

RECORD OF VOTES

Senators Blanchard and Patman asked to be recorded as voting "Nay" on the adoption of the amendment.

The bill as amended was passed to engrossment.

SENATE BILL 352 ON THIRD READING

Senator Mauzy moved that the Constitutional Rule and Senate Rule 68 requiring bills to be read on three several days be suspended and that S.B. 352 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 29, Nays 1.

Yeas: Adams, Aikin, Andujar, Blanchard, Braecklein, Brooks, Clower, Creighton, Gammage, Harrington, Harris, Herring, Hightower, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Nays: Mengden.

Absent-excused: Jones.

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote: Yeas 29, Nays 1.

Yeas: Adams, Aikin, Andujar, Braecklein, Brooks, Clower, Creighton, Gammage, Harrington, Harris, Herring, Hightower, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.

Nays: Blanchard.

Absent-excused: Jones.

MESSAGE FROM THE HOUSE

Hall of the House of Representatives
Austin, Texas, March 13, 1973

Honorable William P. Hobby
President of the Senate

Sir: I am directed by the House to inform the Senate that the House has passed the following:

H.B. 469, A bill to be entitled An Act relating to including Grayson County under the provisions of the Texas Uniform Wildlife Regulatory Act, as amended (Article 978j-1, Vernon's Texas Penal Code); and declaring an emergency.

Respectfully submitted,
DOROTHY HALLMAN
Chief Clerk, House of Representatives

MESSAGE FROM GOVERNOR

The following Message from the Governor was read and filed with the Secretary of the Senate:

Honorable William P. Hobby
Lt. Governor
President of the Senate
Austin, Texas

Honorable Members of the Senate
of the 63rd Legislature
Austin, Texas

Honorable Lt. Governor and Honorable Members of the Senate:

In the interest of good government, it has become apparent that we must capitalize on the experience and expertise in each area where we have a specialized board or staff function. It makes little sense to assemble talented, dedicated people, give them important responsibilities, and then withhold the authority they need to do their jobs.

After studying the subject carefully, and after consultation with leaders in education and government, I have become convinced that there is a pressing need to strengthen the Coordinating Board, Texas College and University System.

Since the creation of the Coordinating Board in 1965, the needs for post-secondary education in Texas have expanded enormously--and the complexities in that area have increased proportionately.

Mere growth in our system of higher education is not enough--especially if that growth is uncontrolled and largely unplanned. Future growth must be coordinated and it must be dictated by the needs of our State as a whole. Recognizing that 80 per cent of our population lives in urban areas--while many of our schools are located in areas with declining population, we must plan the use of our resources around these new realities.

Therefore, I request the leadership and the members of the Senate and House of Representatives to undertake the legislative task of increasing the powers and responsibility of the existing Coordinating Board.

I urge the passage of Committee Substitute to S.R. 209 and S.B. 408, both of which enhance the ability of the Coordinating Board to plan for the future growth of our post-secondary educational institutions and fulfill these obligations.

Respectfully submitted,
DOLPH BRISCOE
Governor of Texas.

MOTION TO PLACE SENATE CONCURRENT RESOLUTION 16 ON SECOND READING

Senator Mauzy moved to suspend the regular order of business and take up S.C.R. 16 for consideration at this time.

The motion was lost by the following vote: (Not receiving two-thirds vote of the Members present.) Yeas 16, Nays 13.

Yeas: Braecklein, Brooks, Clower, Gammage, Harrington, Herring, Kothmann, Longoria, Mauzy, Meier, Ogg, Santiesteban, Schwartz, Sherman, Wallace and Wolff.

Nays: Adams, Aikin, Andujar, Blanchard, Creighton, Harris, Hightower, McKnight, Mengden, Moore, Patman, Snelson and Traeger.

Absent: McKinnon.

Absent-excused: Jones.

SENATE BILL 84 LAID ON TABLE SUBJECT TO CALL

On motion of Senator Schwartz and by unanimous consent, S.B. 84 was Laid on Table Subject to Call.

HOUSE BILL ON FIRST READING

The following bill received from the house, was read the first time and referred to the Committee indicated:

H.B. 469, To Committee on Natural Resources.

SENATE RESOLUTION 312

Senator Hightower offered the following resolution:

WHEREAS, It is a great privilege for the Senate of Texas to honor the children of our Members; and

WHEREAS, Mike McKinnon, age 8, and Mark McKinnon, age 4, the two charming sons of our distinguished colleague, Senator Mike McKinnon of Corpus Christi, Nueces County, Texas, are qualified candidates for Mascots of the Senate; now, therefore, be it

RESOLVED, That Mike and Mark McKinnon be named as official Mascots of

the Senate of the State of Texas; and be it further

RESOLVED, That a photograph of each of these children be included in the picture panel of the Senate of the 63rd Legislature, and that copies of this Resolution be prepared for them and for their family as a memento of this occasion.

The resolution was read and was adopted.

SENATE RESOLUTION 313

Senator Hightower offered the following resolution:

WHEREAS, The Senate of the State of Texas takes pleasure in honoring the children of its Members; and

WHEREAS, It is a privilege to nominate as Mascots of the Senate Sarah Mullaney Clower, age 3, and Elizabeth Vickers Clower, age 11 months, the daughters of our esteemed colleague, Senator Ron Clower of Garland, Dallas County, Texas, and his lovely wife, Virginia; now, therefore, be it

RESOLVED, That Sarah Mullaney and Elizabeth Vickers Clower be named as official Mascots of the Senate of the State of Texas; and be it further

RESOLVED, That a photograph of each of these children be included in the picture panel of the Senate of the 63rd Legislature, and that copies of this Resolution be prepared for them and for their parents as a memento of this occasion.

The resolution was read and was adopted.

SENATE RESOLUTION 314

Senator Hightower offered the following resolution:

WHEREAS, The Senate of the State of Texas considers it a privilege and a pleasure to honor the children of its Members; and

WHEREAS, Three qualified candidates for Mascots of the Senate are Terry Lynne Gammage, age 6, Sara Noel Gammage, age 4, and Bob Gammage, Jr., age 10 months; the charming children of our distinguished colleague, Senator R. A. "Bob" Gammage of Houston, Harris County, Texas, and his lovely wife, Judy; now, therefore, be it

RESOLVED, That Terry Lynne, Sara Noel and Bob Gammage, Jr. be designated as official Mascots of the Senate of the State of Texas; and be it further

RESOLVED, That a photograph of each of these children be included in the picture panel of the Senate of the 63rd Legislature, and that copies of this Resolution be prepared for them and for their parents as a memento of this occasion.

The resolution was read and was adopted.

SENATE RESOLUTION 315

Senator Hightower offered the following resolution:

WHEREAS, The Senate of the State of Texas considers it a privilege to honor the children of its Members; and

WHEREAS, Two qualified candidates for Mascots of the Senate are Stephanie Diane "Stacy" Santiesteban, age 12, and Ricardo Tati "Riki" Santiesteban, age 7, the charming children of our esteemed colleague Senator H. Tati Santiesteban of El Paso, El Paso County, Texas, and his lovely wife, Sue; now, therefore, be it

RESOLVED, That Stephanie Diane and Ricardo Tati Santiesteban be named

as official Mascots of the Senate of the State of Texas; and be it further

RESOLVED, That a photograph of each of these children be included in the picture panel of the Senate of the 63rd Legislature, and that copies of this Resolution be prepared for them and for their parents as a memento of this occasion.

The resolution was read and was adopted.

SENATE RESOLUTION 316

Senator Hightower offered the following resolution:

WHEREAS, It has become a pleasant tradition for the Senate of the State of Texas to honor the children of its Members; and

WHEREAS, The Senate is privileged to nominate as Mascot James Edward "Jet" Traeger, the 13 year old son of our distinguished colleague, Senator John Traeger of Seguin, Guadalupe County, Texas, and his charming wife, Bernice; now, therefore, be it

RESOLVED, That James Edward Traeger be named as an official Mascot of the Senate of the State of Texas; and be it further

RESOLVED, That his photograph be included in the picture panel of the Senate of the 63rd Legislature, and that copies of this Resolution be prepared for him and for his parents as a memento of this occasion.

The resolution was read and was adopted.

SENATE RESOLUTION 317

Senator Hightower offered the following resolution:

WHEREAS, The Senate of the State of Texas considers it a privilege and a pleasure to honor the children of its Members; and

WHEREAS, Two qualified candidates for Mascots of the Senate are Kevin Wolff, age 7, and Lyn Marie Wolff, age 2, the delightful children of our distinguished colleague, Senator Nelson Wolff of San Antonio, Bexar County, Texas, and his charming wife, Melinda; now, therefore, be it

RESOLVED, That Kevin and Lyn Marie Wolff be named as official Mascots of the Senate of the State of Texas; and be it further

RESOLVED, That a photograph of each of these children be included in the picture panel of the Senate of the 63rd Legislature, and that copies of this Resolution be prepared for them and for their parents as a memento of this occasion.

The resolution was read and was adopted.

SENATE RESOLUTION 318

Senator Hightower offered the following resolution:

WHEREAS, It is a pleasure for the Senate of the State of Texas to honor the children of its Members; and

WHEREAS, The Senate is privileged to nominate Joe Mengden, age 12, and John Mengden, age 9, as official Mascots. These personable young men are two of the sons of our distinguished colleague, Senator Walter Mengden, Jr., of Houston, Harris County, Texas, and his charming wife, June; now, therefore, be it

RESOLVED, That Joe and John Mengden be designated as Mascots of the Senate of the State of Texas; and be it further

RESOLVED, That a photograph of each of these boys be included in the picture panel of the Senate of the 63rd Legislature, and that copies of this

Resolution be prepared for them and for their parents as a memento of this occasion.

The resolution was read and was adopted.

SENATE RESOLUTION 319

Senator Hightower offered the following resolution.

WHEREAS, The Senate of the State of Texas considers it a privilege to honor the children of its Members; and

WHEREAS, Two proper candidates for Mascots of the Senate are Martha Elaine and Cecilia Joyce Longoria, the lovely 13 year old twin daughters of our distinguished colleague, Senator Raul Longoria of Edinburg, Hidalgo County, Texas, and his charming wife, Earlene; now, therefore, be it

RESOLVED, That Martha Elaine and Cecilia Joyce Longoria be designated as official Mascots of the Senate of the State of Texas; and be it further

RESOLVED, That a photograph of each of these young ladies be included in the picture panel of the Senate of the 63rd Legislature, and that copies of this Resolution be prepared for them and for their parents as a memento of this occasion.

The resolution was read and was adopted.

NOTICES OF INTENT

The following Notices of Intent were filed with the Secretary of the Senate:

Wednesday, March 14, 1973

S.B. 239 - Senator Moore
H.B. 185 - Senator Moore
H.B. 96 - Senator Wallace
S.B. 299 - Senator Traeger
S.B. 129 - Senator Longoria

MEMORIAL RESOLUTIONS

S.R. 305 - By Senator Snelson: Memorial resolution for D. T. "Huck" Russell.

S.R. 306 - By Senator Snelson: Memorial resolution for T. A. Chandler.

S.R. 307 - By Senator Snelson: Memorial resolution for Emil Frank Klein.

WELCOME AND CONGRATULATORY RESOLUTIONS

S.C.R. 58 - By Senator Moore: Extending congratulations to Captain James E. Ray.

S.R. 298 - By Senator Wolff: Extending congratulations to Alamo Heights High School.

S.R. 300 - By Senator Adams: Extending congratulations to Carthage High School.

S.R. 301 - By Senator Adams: Extending congratulations to Neches

Independent School District Girls Basketball Team.

S.R. 302 - By Senator Adams: Extending congratulations to Jacksonville High School Band.

S.R. 303 - By Senator Gammage: Extending welcome to Fort Bend County citizens.

S.R. 304 - By Senator Aikin: Extending welcome to W. E. Wilcox, et. al.

S.R. 308 - By Senator Herring: Extending welcome to students from St. Martin's Lutheran School Day School.

S.R. 309 - By Senator Herring: Extending welcome to students from Maplewood School.

S.R. 310 - By Senator Herring: Extending welcome to Allison Elementary School students.

S.R. 311 - By Senator Gammage: Extending welcome to Regina Maria Herman and naming her Page for a Day.

ADJOURNMENT

On motion of Senator Aikin the Senate at 12:15 o'clock p.m. adjourned until 10:30 o'clock a.m. tomorrow.

APPENDIX

Sent to Governor

March 13, 1973

S.C.R. 38

S.C.R. 40

S.C.R. 41

S.C.R. 43

S.C.R. 46

S.C.R. 54

THIRTY-SIXTH DAY (Wednesday, March 14, 1973)

The Senate met at 10:30 o'clock a.m. pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present: Adams, Aikin, Andujar, Blanchard, Braecklein, Brooks, Clower, Creighton, Gammage, Harrington, Harris, Herring, Hightower, Jones, Kothmann, Longoria, Mauzy, McKinnon, McKnight, Meier, Mengden, Moore, Ogg, Patman, Santiesteban, Schwartz, Sherman, Snelson, Traeger, Wallace and Wolff.